

AMENDED IN SENATE AUGUST 13, 2014  
AMENDED IN ASSEMBLY MARCH 28, 2014  
CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

## **ASSEMBLY BILL**

**No. 2213**

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**Introduced by Assembly Member Eggman**

February 20, 2014

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An act to amend Sections 4980.72, 4980.78, 4980.80, 4980.90, 4999.57, 4999.58, 4999.59, 4999.60, and 4999.62 of, and to add Sections 4980.79, 4980.81, and 4999.63 to, the Business and Professions Code, relating to behavioral health care licensees.

### LEGISLATIVE COUNSEL'S DIGEST

AB 2213, as amended, Eggman. Behavioral health care licensees.

(1) Under existing law, the Board of Behavioral Sciences licenses and regulates marriage and family therapists and licensed professional clinical counselors. Existing law requires an applicant for either license to complete specified numbers of hours of supervised experience, and requires an applicant to register with the board as a marriage and family therapist intern or a licensed professional clinical counselor intern, respectively, in order to be credited for postdegree hours of supervised experience gained toward licensure.

The board may issue a marriage and family therapist license to a person who holds a valid license in good standing issued by an out-of-state board of marriage counselor examiners, board of marriage and family therapists, or corresponding authority, who satisfies specified conditions applicable to a person applying on or after January 1, 2016. These conditions include that the applicant's education is substantially equivalent to that required of in-state applicants. Under existing law,

education is deemed substantially equivalent if specified coursework requirements and practicum requirements are satisfied. Under existing law an applicant is required to satisfy these requirements through graduate level coursework, and remediate any deficiencies in these requirements prior to registering with the board as an intern.

This bill would allow an out-of-state applicant to remediate specified coursework requirements through continuing education, and to remediate specified coursework while registered as an intern. The bill would specify hour or unit requirements for certain coursework requirements. The bill would allow an applicant to remediate the practicum requirements if the applicant holds a license as described above.

(2) Existing law requires a marriage and family therapist applicant who begins his or her degree on or after August 1, 2012, to complete 60 semester units or 90 quarter units of instruction.

This bill would allow those applicants to remediate up to 12 semester units or 18 quarter units while the applicant is registered as an intern.

(3) Existing law requires an out-of-state marriage and family therapist applicant who began his or her degree prior to August 1, 2012, to complete 60 semester or 90 quarter units of instruction.

This bill would allow those applicants to satisfy the degree requirement by completing 48 semester or 72 quarter units of instruction.

(4) Under existing law the board may issue professional clinical counselor license to a person who holds a valid license as a professional clinical counselor, or other counseling license that allows the applicant to independently provide clinical mental health services out of state who satisfies specified conditions applicable to a person applying on or after January 1, 2016. Those conditions include that the applicant's education is substantially equivalent to that required of in-state applicants. Under existing law, education is deemed substantially equivalent if specified coursework requirements are satisfied. An applicant is required to satisfy these requirements through graduate level coursework, and remediate any deficiencies in these requirements prior to registering with the board as an intern.

This bill would allow an out-of-state applicant to remediate specified coursework requirements through continuing education, and to remediate specified coursework while registered as an intern. The bill would specify hour or unit requirements for certain coursework requirements. The bill would allow an applicant to remediate the practicum requirements if the applicant holds a license as described above.

(5) Existing law requires a professional clinical counselor applicant who began his or her degree on or after August 1, 2012, to complete 60 semester or 90 quarter units of instruction.

This bill would allow those applicants to remediate up to 12 semester units or 18 quarter units while the applicant is registered as an intern.

(6) Existing law requires an out-of-state professional clinical counselor applicant who began his or her degree prior to August 1, 2012, to complete 60 semester or 90 quarter units of instruction.

This bill would require those out-of-state applicants to satisfy the degree requirement by completing 48 semester or 72 quarter units of instruction.

The bill would also make technical, nonsubstantive and conforming changes.

*(7) This bill would incorporate additional changes to Sections 4980.72, 4980.78, 4999.58, 4999.59, and 4999.60 of the Business and Professions Code proposed by SB 1466, to be operative only if SB 1466 and this bill are both chaptered and become effective on or before January 1, 2015, and this bill is chaptered last.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 4980.72 of the Business and Professions
- 2 Code is amended to read:
- 3 4980.72. (a) This section applies to persons who are licensed
- 4 outside of California and apply for licensure on or after January
- 5 1, 2016.
- 6 (b) The board may issue a license to a person who, at the time
- 7 of submitting an application for a license pursuant to this chapter,
- 8 holds a valid license in good standing issued by a board of marriage
- 9 counselor examiners, board of marriage and family therapists, or
- 10 corresponding authority, of any state or country, if all of the
- 11 following conditions are satisfied:
- 12 (1) The applicant's education is substantially equivalent, as
- 13 defined in Section 4980.79. The applicant's degree title need not
- 14 be identical to that required by Section 4980.36 or 4980.37.
- 15 (2) The applicant complies with Section 4980.76, if applicable.
- 16 (3) The applicant's supervised experience is substantially
- 17 equivalent to that required for a license under this chapter. The

board shall consider hours of experience obtained outside of California during the six-year period immediately preceding the date the applicant initially obtained the license described above. If the applicant has less than 3,000 hours of qualifying supervised experience, time actively licensed as a marriage and family therapist shall be accepted at a rate of 100 hours per month, up to a maximum of 1,200 hours, if the applicant's degree meets the practicum requirement described in subparagraph (C) of paragraph (1) of subdivision (b) of Section 4980.79 without exemptions or remediation.

(4) The applicant passes the California law and ethics examination.

(5) The applicant passes a clinical examination designated by the board. An applicant who obtained his or her license or registration under another jurisdiction may apply for licensure with the board without taking the clinical examination if both of the following conditions are met:

(A) The applicant obtained a passing score on the licensing examination set forth in regulation as accepted by the board.

(B) The applicant's license or registration in that jurisdiction is in good standing at the time of his or her application and has not been revoked, suspended, surrendered, denied, or otherwise restricted or encumbered as a result of any disciplinary proceeding brought by the licensing authority of that jurisdiction.

*SEC. 1.5. Section 4980.72 of the Business and Professions Code is amended to read:*

4980.72. (a) This section applies to persons who are licensed outside of California and apply for licensure on or after January 1, 2016.

(b) The board may issue a license to a person who, at the time of submitting an application for a license pursuant to this chapter, holds a valid license in good standing issued by a board of marriage counselor examiners, board of marriage and family therapists, or corresponding authority, of any state or country, if all of the following conditions are satisfied:

(1) The applicant's education is substantially equivalent, as defined in Section ~~4980.78~~ 4980.79. The applicant's degree title need not be identical to that required by Section 4980.36 or 4980.37.

(2) The applicant complies with Section 4980.76, if applicable.

(3) The applicant's supervised experience is substantially equivalent to that required for a license under this chapter. The board shall consider hours of experience obtained outside of California during the six-year period immediately preceding the date the applicant initially obtained the license described above. *If the applicant has less than 3,000 hours of qualifying supervised experience, time actively licensed as a marriage and family therapist shall be accepted at a rate of 100 hours per month, up to a maximum of 1,200 hours, if the applicant's degree meets the practicum requirement described in subparagraph (C) of paragraph (1) of subdivision (b) of Section 4980.79 without exemptions or remediation.*

(4) The applicant passes the California law and ethics examination.

(5) The applicant passes a clinical examination designated by the board. An applicant who obtained his or her license or registration under another jurisdiction may apply for licensure with the board without taking the clinical examination if both of the following conditions are met:

(A) The applicant obtained a passing score on the licensing examination set forth in regulation as accepted by the board.

(B) The applicant's license or registration in that jurisdiction is in good standing at the time of his or her application and ~~has is~~ not ~~been~~ revoked, suspended, surrendered, denied, or otherwise restricted or ~~encumbered as a result of any disciplinary proceeding brought by the licensing authority of that jurisdiction.~~ *encumbered.*

SEC. 2. Section 4980.78 of the Business and Professions Code is amended to read:

4980.78. (a) This section applies to persons who apply for licensure or registration on or after January 1, 2016, and who do not hold a license as described in Section 4980.72.

(b) For purposes of Section 4980.74, education is substantially equivalent if all of the following requirements are met:

(1) The degree is obtained from a school, college, or university accredited by an accrediting agency recognized by the United States Department of Education and consists of, at a minimum, the following:

(A) (i) For an applicant who obtained his or her degree within the timeline prescribed by subdivision (a) of Section 4980.36, the

1 degree shall contain no less than 60 semester or 90 quarter units  
2 of instruction.

3 (ii) Up to 12 semester or 18 quarter units of instruction may be  
4 remediated, if missing from the degree. The remediation may occur  
5 while the applicant is registered as an intern.

6 (B) For an applicant who obtained his or her degree within the  
7 timeline prescribed by subdivision (a) of Section 4980.37, the  
8 degree shall contain no less than 48 semester units or 72 quarter  
9 units of instruction.

10 (C) Six semester or nine quarter units of practicum, including,  
11 but not limited to, a minimum of 150 hours of face-to-face  
12 counseling, and an additional 75 hours of either face-to-face  
13 counseling or client-centered advocacy, or a combination of  
14 face-to-face counseling and client-centered advocacy.

15 (D) Twelve semester or 18 quarter units in the areas of marriage,  
16 family, and child counseling and marital and family systems  
17 approaches to treatment, as specified in subparagraph (A) of  
18 paragraph (1) of subdivision (d) of Section 4980.36.

19 (2) The applicant shall complete coursework in California law  
20 and ethics as follows:

21 (A) An applicant who completed a course in law and  
22 professional ethics for marriage and family therapists as specified  
23 in paragraph (7) of subdivision (a) of Section 4980.81, that did not  
24 contain instruction in California law and ethics, shall complete an  
25 18-hour course in California law and professional ethics. The  
26 content of the course shall include, but not be limited to,  
27 advertising, scope of practice, scope of competence, treatment of  
28 minors, confidentiality, dangerous patients, psychotherapist-patient  
29 privilege, recordkeeping, patient access to records, state and federal  
30 laws relating to confidentiality of patient health information, dual  
31 relationships, child abuse, elder and dependent adult abuse, online  
32 therapy, insurance reimbursement, civil liability, disciplinary  
33 actions and unprofessional conduct, ethics complaints and ethical  
34 standards, termination of therapy, standards of care, relevant family  
35 law, therapist disclosures to patients, differences in legal and ethical  
36 standards in different types of work settings, and licensing law  
37 and licensing process. This coursework shall be completed prior  
38 to registration as an intern.

39 (B) An applicant who has not completed a course in law and  
40 professional ethics for marriage and family therapists as specified

1 in paragraph (7) of subdivision (a) of Section 4980.81 shall  
2 complete this required coursework. The coursework shall contain  
3 content specific to California law and ethics. This coursework shall  
4 be completed prior to registration as an intern.

5 (3) The applicant completes the educational requirements  
6 specified in Section 4980.81 not already completed in his or her  
7 education. The coursework may be from an accredited school,  
8 college, or university as specified in paragraph (1), from an  
9 educational institution approved by the Bureau for Private  
10 Postsecondary Education, or from a continuing education provider  
11 that is acceptable to the board as defined in Section 4980.54.  
12 Undergraduate courses shall not satisfy this requirement.

13 (4) The applicant completes the following coursework not  
14 already completed in his or her education from an accredited  
15 school, college, or university as specified in paragraph (1) from  
16 an educational institution approved by the Bureau for Private  
17 Postsecondary Education, or from a continuing education provider  
18 that is acceptable to the board as defined in Section 4980.54.  
19 Undergraduate courses shall not satisfy this requirement.

20 (A) At least three semester units, or 45 hours, of instruction  
21 regarding the principles of mental health recovery-oriented care  
22 and methods of service delivery in recovery-oriented practice  
23 environments, including structured meetings with various  
24 consumers and family members of consumers of mental health  
25 services to enhance understanding of their experience of mental  
26 illness, treatment, and recovery.

27 (B) At least one semester unit, or 15 hours, of instruction that  
28 includes an understanding of various California cultures and the  
29 social and psychological implications of socioeconomic position.

30 (5) An applicant may complete any units and course content  
31 requirements required under paragraphs (3) and (4) not already  
32 completed in his or her education while registered as an intern,  
33 unless otherwise specified.

34 (6) The applicant's degree title need not be identical to that  
35 required by subdivision (b) of Section 4980.36.

36 *SEC. 2.5. Section 4980.78 of the Business and Professions*  
37 *Code is amended to read:*

38 4980.78. (a) This section applies to persons who apply for  
39 licensure or registration on or after January 1, ~~2016~~ 2016, and who  
40 do not hold a license as described in Section 4980.72.

(b) For purposes of ~~Sections 4980.72 and~~ Section 4980.74, education is substantially equivalent if all of the following requirements are met:

(1) The degree is obtained from a school, college, or university accredited by an accrediting agency *that is* recognized by the United States Department of Education and consists of, at a minimum, ~~48 semester or 72 quarter units, including, but not limited to, both~~ of the following:

(A) (i) *For an applicant who obtained his or her degree within the timeline prescribed by subdivision (a) of Section 4980.36, the degree shall contain no less than 60 semester or 90 quarter units of instruction.*

(ii) *Up to 12 semester or 18 quarter units of instruction may be remediated, if missing from the degree. The remediation may occur while the applicant is registered as an intern.*

(B) *For an applicant who obtained his or her degree within the timeline prescribed by subdivision (a) of Section 4980.37, the degree shall contain no less than 48 semester units or 72 quarter units of instruction.*

~~(A)~~

(C) Six semester or nine quarter units of practicum, including, but not limited to, a minimum of 150 hours of face-to-face ~~counseling~~ counseling, and an additional 75 hours of either face-to-face counseling or client-centered advocacy, or a combination of face-to-face counseling and client-centered advocacy.

~~(B)~~

(D) Twelve semester or 18 quarter units in the areas of marriage, family, and child counseling and marital and family systems approaches to treatment, as specified in subparagraph (A) of paragraph (1) of subdivision (d) of Section 4980.36.

(2) ~~The applicant completes any units and course content requirements under subdivision (d) of Section 4980.36 not already completed in his or her education.~~ *shall complete coursework in California law and ethics as follows:*

~~(3) The applicant completes credit level coursework from a degree-granting institution that provides all of the following:~~

~~(A) Instruction regarding the principles of mental health recovery-oriented care and methods of service delivery in recovery model practice environments.~~



1 ~~(B) An understanding of various California cultures and the~~  
2 ~~social and psychological implications of socioeconomic position.~~

3 ~~(C) Structured meeting with various consumers and family~~  
4 ~~members of consumers of mental health services to enhance~~  
5 ~~understanding of their experience of mental illness, treatment, and~~  
6 ~~recovery.~~

7 ~~(D) Instruction in addiction and co-occurring substance abuse~~  
8 ~~and mental health disorders, as specified in subparagraph (I) of~~  
9 ~~paragraph (2) of subdivision (d) of Section 4980.36.~~

10 ~~(4) The applicant completes~~

11 *(A) An applicant who completed a course in law and*  
12 *professional ethics for marriage and family therapists as specified*  
13 *in paragraph (7) of subdivision (a) of Section 4980.81, that did*  
14 *not contain instruction in California law and ethics, shall complete*  
15 *an 18-hour course in California law and professional ethics. The*  
16 *content of the course shall include, but not be limited to,*  
17 *advertising, scope of practice, scope of competence, treatment of*  
18 *minors, confidentiality, dangerous patients, psychotherapist-patient*  
19 *privilege, recordkeeping, patient access to records, state and federal*  
20 *laws relating to confidentiality of patient health information, dual*  
21 *relationships, child abuse, elder and dependent adult abuse, online*  
22 *therapy, insurance reimbursement, civil liability, disciplinary*  
23 *actions and unprofessional conduct, ethics complaints and ethical*  
24 *standards, termination of therapy, standards of care, relevant family*  
25 *law, therapist disclosures to patients, differences in legal and ethical*  
26 *standards in different types of work settings, and licensing law*  
27 *and licensing process. This coursework shall be completed prior*  
28 *to registration as an intern.*

29 *(B) An applicant who has not completed a course in law and*  
30 *professional ethics for marriage and family therapists as specified*  
31 *in paragraph (7) of subdivision (a) of Section 4980.81 shall*  
32 *complete this required coursework. The coursework shall contain*  
33 *content specific to California law and ethics. This coursework*  
34 *shall be completed prior to registration as an intern.*

35 *(3) The applicant completes the educational requirements*  
36 *specified in Section 4980.81 not already completed in his or her*  
37 *education. The coursework may be from an accredited school,*  
38 *college, or university as specified in paragraph (1), from an*  
39 *educational institution approved by the Bureau for Private*  
40 *Postsecondary Education, or from a continuing education provider*

1 *that is acceptable to the board as defined in Section 4980.54.*  
2 *Undergraduate courses shall not satisfy this requirement.*

3 *(4) The applicant completes the following coursework not*  
4 *already completed in his or her education from an accredited*  
5 *school, college, or university as specified in paragraph (1) from*  
6 *an educational institution approved by the Bureau for Private*  
7 *Postsecondary Education, or from a continuing education provider*  
8 *that is acceptable to the board as defined in Section 4980.54.*  
9 *Undergraduate courses shall not satisfy this requirement.*

10 *(A) At least three semester units, or 45 hours, of instruction*  
11 *regarding the principles of mental health recovery-oriented care*  
12 *and methods of service delivery in recovery-oriented practice*  
13 *environments, including structured meetings with various*  
14 *consumers and family members of consumers of mental health*  
15 *services to enhance understanding of their experience of mental*  
16 *illness, treatment, and recovery.*

17 *(B) At least one semester unit, or 15 hours, of instruction that*  
18 *includes an understanding of various California cultures and the*  
19 *social and psychological implications of socioeconomic position.*

20 *(5) An applicant may complete any units and course content*  
21 *requirements required under paragraphs (3) and (4) not already*  
22 *completed in his or her education while registered as an intern,*  
23 *unless otherwise specified.*

24 ~~(5)~~

25 *(6) The applicant's degree title need not be identical to that*  
26 *required by subdivision (b) of Section 4980.36.*

27 SEC. 3. Section 4980.79 is added to the Business and  
28 Professions Code, to read:

29 4980.79. (a) This section applies to persons who apply for  
30 licensure or registration on or after January 1, 2016, and who hold  
31 a license as described in Section 4980.72.

32 (b) For purposes of Section 4980.72, education is substantially  
33 equivalent if all of the following requirements are met:

34 (1) The degree is obtained from a school, college, or university  
35 accredited by an accrediting agency recognized by the United  
36 States Department of Education and consists of, at a minimum,  
37 the following:

38 (A) (i) For an applicant who obtained his or her degree within  
39 the timeline prescribed by subdivision (a) of Section 4980.36, the

1 degree shall contain no less than 60 semester or 90 quarter units  
2 of instruction.

3 (ii) Up to 12 semester or 18 quarter units of instruction may be  
4 remediated, if missing from the degree. The remediation may occur  
5 while the applicant is registered as an intern.

6 (B) For an applicant who obtained his or her degree within the  
7 timeline prescribed by subdivision (a) of Section 4980.37, the  
8 degree shall contain no less than 48 semester or 72 quarter units  
9 of instruction.

10 (C) Six semester or nine quarter units of practicum, including,  
11 but not limited to, a minimum of 150 hours of face-to-face  
12 counseling, and an additional 75 hours of either face-to-face  
13 counseling or client-centered advocacy, or a combination of  
14 face-to-face counseling and client-centered advocacy.

15 (i) An out-of-state applicant who has been licensed for at least  
16 two years in clinical practice, as verified by the board, is exempt  
17 from this requirement.

18 (ii) An out-of-state applicant who has been licensed for less  
19 than two years in clinical practice, as verified by the board, who  
20 does not meet the practicum requirement, shall remediate it by  
21 obtaining 150 hours of face-to-face counseling, and an additional  
22 75 hours of either face-to-face counseling or client-centered  
23 advocacy, or a combination of face-to-face counseling and  
24 client-centered advocacy. These hours are in addition to the 3,000  
25 hours of experience required by this chapter, and shall be gained  
26 while registered as an intern.

27 (D) Twelve semester or 18 quarter units in the areas of marriage,  
28 family, and child counseling and marital and family systems  
29 approaches to treatment, as specified in subparagraph (A) of  
30 paragraph (1) of subdivision (d) of Section 4980.36.

31 (2) An applicant shall complete coursework in California law  
32 and ethics as follows:

33 (A) An applicant who completed a course in law and  
34 professional ethics for marriage and family therapists as specified  
35 in paragraph (7) of subdivision (a) of Section 4980.81 that did not  
36 include instruction in California law and ethics, shall complete an  
37 18-hour course in California law and professional ethics. The  
38 content of the course shall include, but not be limited to,  
39 advertising, scope of practice, scope of competence, treatment of  
40 minors, confidentiality, dangerous patients, psychotherapist-patient

1 privilege, recordkeeping, patient access to records, state and federal  
2 laws relating to confidentiality of patient health information, dual  
3 relationships, child abuse, elder and dependent adult abuse, online  
4 therapy, insurance reimbursement, civil liability, disciplinary  
5 actions and unprofessional conduct, ethics complaints and ethical  
6 standards, termination of therapy, standards of care, relevant family  
7 law, therapist disclosures to patients, differences in legal and ethical  
8 standards in different types of work settings, and licensing law  
9 and licensing process. This coursework shall be completed prior  
10 to registration as an intern.

11 (B) An applicant who has not completed a course in law and  
12 professional ethics for marriage and family therapists as specified  
13 in paragraph (7) of subdivision (a) of Section 4980.81 shall  
14 complete this required coursework. The coursework shall include  
15 content specific to California law and ethics. An applicant shall  
16 complete this coursework prior to registration as an intern.

17 (3) The applicant completes the educational requirements  
18 specified in Section 4980.81 not already completed in his or her  
19 education. The coursework may be from an accredited school,  
20 college, or university as specified in paragraph (1), from an  
21 educational institution approved by the Bureau for Private  
22 Postsecondary Education, or from a continuing education provider  
23 that is acceptable to the board as defined in Section 4980.54.  
24 Undergraduate coursework shall not satisfy this requirement.

25 (4) The applicant completes the following coursework not  
26 already completed in his or her education from an accredited  
27 school, college, or university as specified in paragraph (1) above,  
28 from an educational institution approved by the Bureau for Private  
29 Postsecondary Education, or from a continuing education provider  
30 that is acceptable to the board as defined in Section 4980.54.  
31 Undergraduate coursework shall not satisfy this requirement.

32 (A) At least three semester units, or 45 hours, of instruction  
33 pertaining to the principles of mental health recovery-oriented care  
34 and methods of service delivery in recovery-oriented practice  
35 environments, including structured meetings with various  
36 consumers and family members of consumers of mental health  
37 services to enhance understanding of their experience of mental  
38 illness, treatment, and recovery.

1 (B) At least one semester unit, or 15 hours, of instruction that  
2 includes an understanding of various California cultures and the  
3 social and psychological implications of socioeconomic position.

4 (5) An applicant's degree title need not be identical to that  
5 required by subdivision (b) of Section 4980.36.

6 (6) An applicant may complete any units and course content  
7 requirements required under paragraphs (3) and (4) not already  
8 completed in his or her education while registered as an intern,  
9 unless otherwise specified.

10 SEC. 4. Section 4980.80 of the Business and Professions Code  
11 is amended to read:

12 4980.80. (a) This section applies to persons who apply for  
13 licensure between January 1, 2010, and December 31, 2015,  
14 inclusive.

15 (b) The board may issue a license to a person who, at the time  
16 of application, holds a valid license issued by a board of marriage  
17 counselor examiners, marriage therapist examiners, or  
18 corresponding authority of any state, if all of the following  
19 requirements are satisfied:

20 (1) The person has held that license for at least two years  
21 immediately preceding the date of application.

22 (2) The education and supervised experience requirements are  
23 substantially the equivalent of this chapter. If an applicant has less  
24 than 3,000 hours of qualifying supervised experience, time actively  
25 licensed as a marriage and family therapist shall be accepted at a  
26 rate of 100 hours per month up to a maximum of 1,200 hours.

27 (3) The person complies with Section 4980.76, if applicable.

28 (4) The person successfully completes the board-administered  
29 licensing examinations as specified by subdivision (d) of Section  
30 4980.40 and pays the fees specified.

31 (5) The person completes all of the following coursework or  
32 training:

33 (A) (i) An applicant who completed a two semester or three  
34 quarter unit course in law and professional ethics for marriage and  
35 family therapists that does not meet the requirements of Section  
36 4980.41 as part of his or her qualifying degree shall complete an  
37 18-hour course in California law and professional ethics that  
38 includes, but is not limited to, the following subjects: advertising,  
39 scope of practice, scope of competence, treatment of minors,  
40 confidentiality, dangerous patients, psychotherapist-patient

1 privilege, recordkeeping, patient access to records, state and federal  
2 laws relating to the confidentiality of patient health information,  
3 dual relationships, child abuse, elder and dependent adult abuse,  
4 online therapy, insurance reimbursement, civil liability, disciplinary  
5 actions and unprofessional conduct, ethics complaints and ethical  
6 standards, termination of therapy, standards of care, relevant family  
7 law, and therapist disclosures to patients.

8 (ii) An applicant who has not completed a two semester or three  
9 quarter unit course in law and professional ethics for marriage and  
10 family therapists that included areas of study as specified in Section  
11 4980.41 as part of his or her qualifying degree, shall complete a  
12 two semester or three quarter unit course in California law and  
13 professional ethics that includes, at minimum, the areas of study  
14 specified in Section 4980.41.

15 (B) A minimum of seven contact hours of training or coursework  
16 in child abuse assessment and reporting as specified in Section 28  
17 and any regulations promulgated thereunder.

18 (C) A minimum of 10 contact hours of training or coursework  
19 in human sexuality as specified in Section 25 and any regulations  
20 promulgated thereunder.

21 (D) A minimum of 15 contact hours of training or coursework  
22 in alcoholism and other chemical substance dependency as  
23 specified by regulation.

24 (E) (i) Instruction in spousal or partner abuse assessment,  
25 detection, and intervention. This instruction may be taken either  
26 in fulfillment of other requirements for licensure or in a separate  
27 course.

28 (ii) A minimum of 15 contact hours of coursework or training  
29 in spousal or partner abuse assessment, detection, and intervention  
30 strategies.

31 (F) A minimum of a two semester or three quarter unit survey  
32 course in psychological testing. This course may be taken either  
33 in fulfillment of other requirements for licensure or in a separate  
34 course.

35 (G) A minimum of a two semester or three quarter unit survey  
36 course in psychopharmacology. This course may be taken either  
37 in fulfillment of other requirements for licensure or in a separate  
38 course.

39 (H) With respect to human sexuality, alcoholism and other  
40 chemical substance dependency, spousal or partner abuse

1 assessment, detection, and intervention, psychological testing, and  
2 psychopharmacology, the board may accept training or coursework  
3 acquired out of state.

4 (c) This section shall remain in effect only until January 1, 2016,  
5 and as of that date is repealed, unless a later enacted statute, that  
6 is enacted before January 1, 2016, deletes or extends that date.

7 SEC. 5. Section 4980.81 is added to the Business and  
8 Professions Code, to read:

9 4980.81. This section applies to persons subject to Section  
10 4980.78 or 4980.79, who apply for licensure or registration on or  
11 after January 2016.

12 (a) For purposes of Sections 4980.78 and 4980.79, an applicant  
13 shall meet all of the following educational requirements:

14 (1) A minimum of two semester units of instruction in the  
15 diagnosis, assessment, prognosis, and treatment of mental  
16 disorders, including severe mental disorders, evidence-based  
17 practices, psychological testing, psychopharmacology, and  
18 promising mental health practices that are evaluated in peer  
19 reviewed literature. This shall include at least one semester unit  
20 or 15 hours of instruction in psychological testing and at least one  
21 semester unit or 15 hours of instruction in psychopharmacology.

22 (2) (A) Developmental issues from infancy to old age, including  
23 demonstration of at least one semester unit, or 15 hours, of  
24 instruction that includes all of the following subjects:

25 (i) The effects of developmental issues on individuals, couples,  
26 and family relationships.

27 (ii) The psychological, psychotherapeutic, and health  
28 implications of developmental issues and their effects.

29 (iii) The understanding of the impact that personal and social  
30 insecurity, social stress, low educational levels, inadequate housing,  
31 and malnutrition have on human development.

32 (B) An applicant who is deficient in any of these subjects may  
33 remediate the coursework by completing three hours of instruction  
34 in each deficient subject.

35 (3) (A) The broad range of matters and life events that may  
36 arise within marriage and family relationships and within a variety  
37 of California cultures, including instruction in all of the following:

38 (i) A minimum of seven contact hours of training or coursework  
39 in child abuse assessment and reporting as specified in Section 28  
40 and any regulations promulgated under that section.

- 1 (ii) A minimum of 10 contact hours of coursework that includes
- 2 all of the following:
- 3 (I) The assessment and reporting of, as well as treatment related
- 4 to, elder and dependent adult abuse and neglect.
- 5 (II) Aging and its biological, social, cognitive, and psychological
- 6 aspects.
- 7 (III) Long-term care.
- 8 (IV) End-of-life and grief.
- 9 (iii) A minimum of 15 contact hours of coursework in spousal
- 10 or partner abuse assessment, detection, intervention strategies, and
- 11 same-gender abuse dynamics.
- 12 (iv) Cultural factors relevant to abuse of partners and family
- 13 members.
- 14 (v) Childbirth, child rearing, parenting, and stepparenting.
- 15 (vi) Marriage, divorce, and blended families.
- 16 (vii) Poverty and deprivation.
- 17 (viii) Financial and social stress.
- 18 (ix) Effects of trauma.
- 19 (x) The psychological, psychotherapeutic, community, and
- 20 health implications of the matters and life events described in
- 21 clauses (i) to (ix), inclusive.
- 22 (4) At least one semester unit, or 15 hours, of instruction in
- 23 multicultural development and cross-cultural interaction, including
- 24 experiences of race, ethnicity, class, spirituality, sexual orientation,
- 25 gender, and disability, and their incorporation into the
- 26 psychotherapeutic process.
- 27 (5) A minimum of 10 contact hours of training or coursework
- 28 in human sexuality, as specified in Section 25 and any regulations
- 29 promulgated under that section, including the study of
- 30 physiological, psychological, and social cultural variables
- 31 associated with sexual behavior and gender identity, and the
- 32 assessment and treatment of psychosexual dysfunction.
- 33 (6) A minimum of 15 contact hours of coursework in substance
- 34 use disorders, and a minimum of 15 contact hours of coursework
- 35 in cooccurring disorders and addiction. The following subjects
- 36 shall be included in this coursework:
- 37 (A) The definition of substance use disorders, cooccurring
- 38 disorders, and addiction. For purposes of this subparagraph
- 39 “cooccurring disorders” means a mental illness and substance
- 40 abuse diagnosis occurring simultaneously in an individual.



1 (B) Medical aspects of substance use disorders and cooccurring  
2 disorders.

3 (C) The effects of psychoactive drug use.

4 (D) Current theories of the etiology of substance abuse and  
5 addiction.

6 (E) The role of persons and systems that support or compound  
7 substance abuse and addiction.

8 (F) Major approaches to identification, evaluation, and treatment  
9 of substance use disorders, cooccurring disorders, and addiction,  
10 including, but not limited to, best practices.

11 (G) Legal aspects of substance abuse.

12 (H) Populations at risk with regard to substance use disorders  
13 and cooccurring disorders.

14 (I) Community resources offering screening, assessment,  
15 treatment, and followup for the affected person and family.

16 (J) Recognition of substance use disorders, cooccurring  
17 disorders, and addiction, and appropriate referral.

18 (K) The prevention of substance use disorders and addiction.

19 (7) A minimum of a two semester or three quarter unit course  
20 in law and professional ethics for marriage and family therapists,  
21 including instruction in all of the following subjects:

22 (A) Contemporary professional ethics and statutory, regulatory,  
23 and decisional laws that delineate the scope of practice of marriage  
24 and family therapy.

25 (B) The therapeutic, clinical, and practical considerations  
26 involved in the legal and ethical practice of marriage and family  
27 therapy, including, but not limited to, family law.

28 (C) The current legal patterns and trends in the mental health  
29 professions.

30 (D) The psychotherapist-patient privilege, confidentiality, the  
31 patient dangerous to self or others, and the treatment of minors  
32 with and without parental consent.

33 (E) A recognition and exploration of the relationship between  
34 a practitioner's sense of self and human values and his or her  
35 professional behavior and ethics.

36 (F) Differences in legal and ethical standards for different types  
37 of work settings.

38 (G) Licensing law and licensing process.

39 SEC. 6. Section 4980.90 of the Business and Professions Code  
40 is amended to read:

1     4980.90. (a) This section applies to persons who apply for  
2 licensure between January 1, 2010, and December 31, 2015,  
3 inclusive.

4     (b) Experience gained outside of California shall be accepted  
5 toward the licensure requirements if it is substantially equivalent  
6 to that required by this chapter, if the applicant complies with  
7 Section 4980.76, if applicable, and if the applicant has gained a  
8 minimum of 250 hours of supervised experience in direct  
9 counseling within California while registered as an intern with the  
10 board. The board shall consider hours of experience obtained in  
11 another state during the six-year period immediately preceding the  
12 applicant's initial licensure by that state as a marriage and family  
13 therapist. If the applicant has less than 3,000 hours of qualifying  
14 supervised experience, time actively licensed as a marriage and  
15 family therapist shall be accepted at a rate of 100 hours per month  
16 up to a maximum of 1,200 hours.

17     (c) Education gained while residing outside of California shall  
18 be accepted toward the licensure requirements if it is substantially  
19 equivalent to the education requirements of this chapter, and if the  
20 applicant has completed all of the following:

21     (1) A two semester or three quarter unit course in California  
22 law and professional ethics for marriage, family, and child  
23 counselors that shall include areas of study as specified in Section  
24 4980.41.

25     (2) A minimum of seven contact hours of training or coursework  
26 in child abuse assessment and reporting as specified in Section 28  
27 and any regulations promulgated thereunder.

28     (3) A minimum of 10 contact hours of training or coursework  
29 in sexuality as specified in Section 25 and any regulations  
30 promulgated thereunder.

31     (4) A minimum of 15 contact hours of training or coursework  
32 in alcoholism and other chemical substance dependency as  
33 specified by regulation.

34     (5) (A) Instruction in spousal or partner abuse assessment,  
35 detection, and intervention. This instruction may be taken either  
36 in fulfillment of other educational requirements for licensure or  
37 in a separate course.

38     (B) A minimum of 15 contact hours of coursework or training  
39 in spousal or partner abuse assessment, detection, and intervention  
40 strategies.

1 (6) A minimum of a two semester or three quarter unit survey  
2 course in psychological testing. This course may be taken either  
3 in fulfillment of other requirements for licensure or in a separate  
4 course.

5 (7) A minimum of a two semester or three quarter unit survey  
6 course in psychopharmacology. This course may be taken either  
7 in fulfillment of other requirements for licensure or in a separate  
8 course.

9 (8) With respect to human sexuality, alcoholism and other  
10 chemical substance dependency, spousal or partner abuse  
11 assessment, detection, and intervention, psychological testing, and  
12 psychopharmacology, the board may accept training or coursework  
13 acquired out of state.

14 (d) For purposes of this section, the board may, in its discretion,  
15 accept education as substantially equivalent if the applicant meets  
16 both of the following requirements:

17 (1) The applicant has been granted a degree in a single integrated  
18 program primarily designed to train marriage and family therapists.

19 (2) The applicant's education meets the requirements of Section  
20 4980.37. The degree title need not be identical to that required by  
21 subdivision (b) of Section 4980.37. If the applicant's degree does  
22 not contain the content or the overall units required by Section  
23 4980.37, the board may, in its discretion, accept the applicant's  
24 education as substantially equivalent if the following criteria are  
25 satisfied:

26 (A) The applicant's degree contains the required number of  
27 practicum units and coursework required in the areas of marriage,  
28 family, and child counseling and marital and family systems  
29 approaches to treatment as specified in Section 4980.37.

30 (B) The applicant remediates his or her specific deficiency by  
31 completing the course content and the units required by Section  
32 4980.37.

33 (C) The applicant's degree otherwise complies with this section.

34 (e) This section shall remain in effect only until January 1, 2016,  
35 and as of that date is repealed, unless a later enacted statute, that  
36 is enacted before January 1, 2016, deletes or extends that date.

37 SEC. 7. Section 4999.57 of the Business and Professions Code  
38 is amended to read:

39 4999.57. (a) This section applies to a person who applies for  
40 examination eligibility or registration between January 1, 2011,

1 and December 31, 2015, inclusive, who does not hold a license  
2 described in subdivision (a) of Section 4999.58.

3 (b) Experience gained outside of California shall be accepted  
4 toward the licensure requirements if it is substantially equivalent  
5 to that required by this chapter, if the applicant complies with  
6 Section 4999.40, if applicable, and if the applicant has gained a  
7 minimum of 250 hours of supervised experience in direct  
8 counseling within California while registered as an intern with the  
9 board.

10 (c) (1) Education gained while residing outside of California  
11 shall be accepted toward the licensure requirements if it is  
12 substantially equivalent to the education requirements of this  
13 chapter, and if the applicant has completed the training or  
14 coursework required under subdivision (e) of Section 4999.32.

15 (2) An applicant who completed a course that meets the  
16 requirements of subparagraph (I) of paragraph (1) of subdivision  
17 (c) of Section 4999.32, and that included instruction in California  
18 law and ethics, is exempt from taking the 18-hour course specified  
19 in paragraph (6) of subdivision (e) of Section 4999.32.

20 (d) For purposes of this section, the board may, in its discretion,  
21 accept education as substantially equivalent if the applicant's  
22 education meets the requirements of Section 4999.32. If the  
23 applicant's degree does not contain the content or the overall units  
24 required by Section 4999.32, the board may, in its discretion, accept  
25 the applicant's education as substantially equivalent if the following  
26 criteria are satisfied:

27 (1) The applicant's degree contains the required number of  
28 practicum units under paragraph (3) of subdivision (c) of Section  
29 4999.32.

30 (2) The applicant remediates his or her specific deficiency by  
31 completing the course content and units required by Section  
32 4999.32.

33 (3) The applicant's degree otherwise complies with this section.

34 (e) This section shall become inoperative on January 1, 2016,  
35 and as of that date is repealed, unless a later enacted statute, which  
36 is enacted before January 1, 2016, deletes or extends that date.

37 SEC. 8. Section 4999.58 of the Business and Professions Code  
38 is amended to read:

39 4999.58. (a) This section applies to a person who applies for  
40 examination eligibility between January 1, 2011, and December

1 31, 2015, inclusive, and who meets both of the following  
2 requirements:

3 (1) At the time of application, holds a valid license as a  
4 professional clinical counselor, or other counseling license that  
5 allows the applicant to independently provide clinical mental health  
6 services, in another jurisdiction of the United States.

7 (2) Has held the license described in paragraph (1) for at least  
8 two years immediately preceding the date of application.

9 (b) The board may issue a license to a person described in  
10 subdivision (a) if all of the following requirements are satisfied:

11 (1) The education and supervised experience requirements of  
12 the other jurisdiction are substantially the equivalent of this chapter,  
13 as described in subdivision (e) and in Section 4999.46.

14 (2) The person complies with subdivision (b) of Section 4999.40,  
15 if applicable.

16 (3) The person successfully completes the examinations required  
17 by the board pursuant to paragraph (3) of subdivision (a) of Section  
18 4999.50. An applicant who obtained his or her license or  
19 registration under another jurisdiction by taking a national  
20 examination that is required by the board may apply for licensure  
21 with the board without retaking that examination if both of the  
22 following conditions are met:

23 (A) The applicant obtained a passing score on the national  
24 licensing examination that is required by the board.

25 (B) The applicant's license or registration in that jurisdiction is  
26 in good standing at the time of his or her application and has not  
27 been revoked, suspended, surrendered, denied, or otherwise  
28 restricted or encumbered as a result of any disciplinary proceeding  
29 brought by the licensing authority of that jurisdiction.

30 (4) The person pays the required fees.

31 (c) Experience gained outside of California shall be accepted  
32 toward the licensure requirements if it is substantially equivalent  
33 to that required by this chapter. The board shall consider hours of  
34 experience obtained in another state during the six-year period  
35 immediately preceding the applicant's initial licensure by that state  
36 as a licensed professional clinical counselor. If the applicant has  
37 less than 3,000 hours of qualifying supervised experience, time  
38 actively licensed as a licensed professional clinical counselor shall  
39 be accepted at a rate of 100 hours per month up to a maximum of  
40 1,200 hours.

(d) (1) Education gained while residing outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to the education requirements of this chapter, and if the applicant has completed the training or coursework required under subdivision (e) of Section 4999.32.

(2) An applicant who completed a course that meets the requirements of subparagraph (I) of paragraph (1) of subdivision (c) of Section 4999.32, and that included instruction in California law and ethics, is exempt from taking the 18-hour course specified in paragraph (6) of subdivision (e) of Section 4999.32.

(e) For purposes of this section, the board may, in its discretion, accept education as substantially equivalent if the applicant's education meets the requirements of Section 4999.32. If the applicant's degree does not contain the content or the overall units required by Section 4999.32, the board may, in its discretion, accept the applicant's education as substantially equivalent if the following criteria are satisfied:

(1) The applicant's degree contains the required number of practicum units under paragraph (3) of subdivision (c) of Section 4999.32.

(2) The applicant remediates his or her specific deficiency by completing the course content and units required by Section 4999.32.

(3) The applicant's degree otherwise complies with this section.

(f) This section shall become inoperative on January 1, 2016, and as of that date is repealed, unless a later enacted statute, which is enacted before January 1, 2016, deletes or extends that date.

*SEC. 8.5. Section 4999.58 of the Business and Professions Code is amended to read:*

4999.58. (a) This section applies to a person who applies for examination eligibility between January 1, 2011, and December 31, 2015, inclusive, and who meets both of the following requirements:

(1) At the time of application, holds a valid license as a professional clinical counselor, or other counseling license that allows the applicant to independently provide clinical mental health services, in another jurisdiction of the United States.

(2) Has held the license described in paragraph (1) for at least two years immediately preceding the date of application.

(b) The board may issue a license to a person described in subdivision (a) if all of the following requirements are satisfied:

(1) The education and supervised experience requirements of the other jurisdiction are substantially the equivalent of this chapter, as described in subdivision (e) and in Section 4999.46.

(2) The person complies with subdivision (b) of Section 4999.40, if applicable.

(3) The person successfully completes the examinations required by the board pursuant to paragraph (3) of subdivision (a) of Section 4999.50. An applicant who obtained his or her license or registration under another jurisdiction by taking a national examination that is required by the board may apply for licensure with the board without retaking that examination if both of the following conditions are met:

(A) The applicant obtained a passing score on the national licensing examination that is required by the board.

(B) The applicant's license or registration in that jurisdiction is in good standing at the time of his or her application and ~~has is~~ not ~~been~~ revoked, suspended, surrendered, denied, or otherwise restricted or encumbered as a result of any disciplinary proceeding brought by the licensing authority of that jurisdiction. *encumbered.*

(4) The person pays the required fees.

(c) Experience gained outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to that required by this chapter. The board shall consider hours of experience obtained in another state during the six-year period immediately preceding the applicant's initial licensure by that state as a licensed professional clinical counselor. *If the applicant has less than 3,000 hours of qualifying supervised experience, time actively licensed as a licensed professional clinical counselor shall be accepted at a rate of 100 hours per month up to a maximum of 1,200 hours.*

(d) (1) Education gained while residing outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to the education requirements of this chapter, and if the applicant has completed the training or coursework required under subdivision (e) of Section ~~4999.32, which includes, in addition to the course described in subparagraph (I) of paragraph (1) of subdivision (e) of Section 4999.32, an~~

~~18-hour course in California law and professional ethics for professional clinical counselors. 4999.32.~~

*(2) An applicant who completed a course that meets the requirements of subparagraph (I) of paragraph (1) of subdivision (c) of Section 4999.32, and that included instruction in California law and ethics, is exempt from taking the 18-hour course specified in paragraph (6) of subdivision (e) of Section 4999.32.*

(e) For purposes of this section, the board may, in its discretion, accept education as substantially equivalent if the applicant's education meets the requirements of Section 4999.32. If the applicant's degree does not contain the content or the overall units required by Section 4999.32, the board may, in its discretion, accept the applicant's education as substantially equivalent if the following criteria are satisfied:

(1) The applicant's degree contains the required number of practicum units under paragraph (3) of subdivision (c) of Section 4999.32.

(2) The applicant remediates his or her specific deficiency by completing the course content and units required by Section 4999.32.

(3) The applicant's degree otherwise complies with this section.

(f) This section shall become inoperative on January 1, 2016, and as of that date is repealed, unless a later enacted statute, which is enacted before January 1, 2016, deletes or extends that date.

SEC. 9. Section 4999.59 of the Business and Professions Code is amended to read:

4999.59. (a) This section applies to a person who applies for examination eligibility or registration between January 1, 2011, and December 31, 2015, inclusive, who meets both of the following requirements:

(1) At the time of application, holds a valid license described in paragraph (1) of subdivision (a) of Section 4999.58.

(2) Has held the license described in paragraph (1) for less than two years immediately preceding the date of application.

(b) Experience gained outside of California shall be accepted toward the licensure requirements if it is substantially equivalent to that required by this chapter, if the applicant complies with Section 4999.40, if applicable, and if the applicant has gained a minimum of 250 hours of supervised experience in direct counseling within California while registered as an intern with the



1 board. The board shall consider hours of experience obtained in  
2 another state during the six-year period immediately preceding the  
3 applicant's initial licensure in that state as a professional clinical  
4 counselor. If the applicant has less than 3,000 hours of qualifying  
5 supervised experience, time actively licensed as a licensed  
6 professional clinical counselor shall be accepted at a rate of 100  
7 hours per month up to a maximum of 1,200 hours.

8 (c) (1) Education gained while residing outside of California  
9 shall be accepted toward the licensure requirements if it is  
10 substantially equivalent to the education requirements of this  
11 chapter, and if the applicant has completed the training or  
12 coursework required under subdivision (e) of Section 4999.32.

13 (2) An applicant who completed a course that meets the  
14 requirements of subparagraph (I) of paragraph (1) of subdivision  
15 (c) of Section 4999.32, and that included instruction in California  
16 law and ethics, is exempt from taking the 18-hour course specified  
17 in paragraph (6) of subdivision (e) of Section 4999.32.

18 (d) For purposes of this section, the board may, in its discretion,  
19 accept education as substantially equivalent if the applicant's  
20 education meets the requirements of Section 4999.32. If the  
21 applicant's degree does not contain the content or the overall units  
22 required by Section 4999.32, the board may, in its discretion, accept  
23 the applicant's education as substantially equivalent if the following  
24 criteria are satisfied:

25 (1) The applicant's degree contains the required number of  
26 practicum units under paragraph (3) of subdivision (c) of Section  
27 4999.32.

28 (2) The applicant remediates his or her specific deficiency by  
29 completing the course content and units required by Section  
30 4999.32.

31 (3) The applicant's degree otherwise complies with this section.

32 (e) An applicant who obtained his or her license or registration  
33 under another jurisdiction by taking a national examination that  
34 is required by the board may apply for licensure with the board  
35 without retaking that examination if both of the following  
36 conditions are met:

37 (1) The applicant obtained a passing score on the national  
38 licensing examination that is required by the board.

39 (2) The applicant's license or registration in that jurisdiction is  
40 in good standing at the time of his or her application and has not

1 been revoked, suspended, surrendered, denied, or otherwise  
2 restricted or encumbered as a result of any disciplinary proceeding  
3 brought by the licensing authority of that jurisdiction.

4 (f) This section shall become inoperative on January 1, 2016,  
5 and as of that date is repealed, unless a later enacted statute, which  
6 is enacted before January 1, 2016, deletes or extends that date.

7 *SEC. 9.5. Section 4999.59 of the Business and Professions*  
8 *Code is amended to read:*

9 4999.59. (a) This section applies to a person who applies for  
10 examination eligibility or registration between January 1, 2011,  
11 and December 31, 2015, inclusive, who meets both of the following  
12 requirements:

13 (1) At the time of application, holds a valid license described  
14 in paragraph (1) of subdivision (a) of Section 4999.58.

15 (2) Has held the license described in paragraph (1) for less than  
16 two years immediately preceding the date of application.

17 (b) Experience gained outside of California shall be accepted  
18 toward the licensure requirements if it is substantially equivalent  
19 to that required by this chapter, if the applicant complies with  
20 Section 4999.40, if applicable, and if the applicant has gained a  
21 minimum of 250 hours of supervised experience in direct  
22 counseling within California while registered as an intern with the  
23 board. The board shall consider hours of experience obtained in  
24 another state during the six-year period immediately preceding the  
25 applicant's initial licensure in that state as a professional clinical  
26 counselor. *If the applicant has less than 3,000 hours of qualifying*  
27 *supervised experience, time actively licensed as a licensed*  
28 *professional clinical counselor shall be accepted at a rate of 100*  
29 *hours per month up to a maximum of 1,200 hours.*

30 (c) (1) Education gained while residing outside of California  
31 shall be accepted toward the licensure requirements if it is  
32 substantially equivalent to the education requirements of this  
33 chapter, and if the applicant has completed the training or  
34 coursework required under subdivision (e) of Section ~~4999.32,~~  
35 ~~which includes, in addition to the course described in subparagraph~~  
36 ~~(I) of paragraph (1) of subdivision (c) of Section 4999.32, an~~  
37 ~~18-hour course in California law and professional ethics for~~  
38 ~~professional clinical counselors. 4999.32.~~

39 (2) *An applicant who completed a course that meets the*  
40 *requirements of subparagraph (I) of paragraph (1) of subdivision*

1 *(c) of Section 4999.32, and that included instruction in California*  
2 *law and ethics, is exempt from taking the 18-hour course specified*  
3 *in paragraph (6) of subdivision (e) of Section 4999.32.*

4 (d) For purposes of this section, the board may, in its discretion,  
5 accept education as substantially equivalent if the applicant's  
6 education meets the requirements of Section 4999.32. If the  
7 applicant's degree does not contain the content or the overall units  
8 required by Section 4999.32, the board may, in its discretion, accept  
9 the applicant's education as substantially equivalent if the following  
10 criteria are satisfied:

11 (1) The applicant's degree contains the required number of  
12 practicum units under paragraph (3) of subdivision (c) of Section  
13 4999.32.

14 (2) The applicant remediates his or her specific deficiency by  
15 completing the course content and units required by Section  
16 4999.32.

17 (3) The applicant's degree otherwise complies with this section.

18 (e) An applicant who obtained his or her license or registration  
19 under another jurisdiction by taking a national examination that  
20 is required by the board may apply for licensure with the board  
21 without retaking that examination if both of the following  
22 conditions are met:

23 (1) The applicant obtained a passing score on the national  
24 licensing examination that is required by the board.

25 (2) The applicant's license or registration in that jurisdiction is  
26 in good standing at the time of his or her application and ~~has is~~  
27 ~~not been~~ revoked, suspended, surrendered, denied, or otherwise  
28 restricted or ~~encumbered as a result of any disciplinary proceeding~~  
29 ~~brought by the licensing authority of that jurisdiction.~~ *encumbered.*

30 (f) This section shall become inoperative on January 1, 2016,  
31 and as of that date is repealed, unless a later enacted statute, which  
32 is enacted before January 1, 2016, deletes or extends that date.

33 SEC. 10. Section 4999.60 of the Business and Professions  
34 Code is amended to read:

35 4999.60. (a) This section applies to persons who are licensed  
36 outside of California and apply for examination eligibility on or  
37 after January 1, 2016.

38 (b) The board may issue a license to a person who, at the time  
39 of submitting an application for a license pursuant to this chapter,  
40 holds a valid license as a professional clinical counselor, or other

1 counseling license that allows the applicant to independently  
2 provide clinical mental health services, in another jurisdiction of  
3 the United States, if all of the following conditions are satisfied:

4 (1) The applicant's education is substantially equivalent, as  
5 defined in Section 4999.63.

6 (2) The applicant complies with subdivision (b) of Section  
7 4999.40, if applicable.

8 (3) The applicant's supervised experience is substantially  
9 equivalent to that required for a license under this chapter. The  
10 board shall consider hours of experience obtained outside of  
11 California during the six-year period immediately preceding the  
12 date the applicant initially obtained the license described above.  
13 If the applicant has less than 3,000 hours of qualifying supervised  
14 experience, time actively licensed as a professional clinical  
15 counselor shall be accepted at a rate of 100 hours per month up to  
16 a maximum of 1,200 hours if the applicant's degree meets the  
17 practicum requirement described in subparagraph (C) of paragraph  
18 (1) of subdivision (b) of Section 4999.63 without exemptions or  
19 remediation.

20 (4) The applicant passes the examinations required to obtain a  
21 license under this chapter. An applicant who obtained his or her  
22 license or registration under another jurisdiction may apply for  
23 licensure with the board without taking the clinical examination  
24 if both of the following conditions are met:

25 (A) The applicant obtained a passing score on the licensing  
26 examination set forth in regulation as accepted by the board.

27 (B) The applicant's license or registration in that jurisdiction is  
28 in good standing at the time of his or her application and has not  
29 been revoked, suspended, surrendered, denied, or otherwise  
30 restricted or encumbered as a result of any disciplinary proceeding  
31 brought by the licensing authority of that jurisdiction.

32 *SEC. 10.5. Section 4999.60 of the Business and Professions*  
33 *Code is amended to read:*

34 4999.60. (a) This section applies to persons who are licensed  
35 outside of California and apply for examination eligibility on or  
36 after January 1, 2016.

37 (b) The board may issue a license to a person who, at the time  
38 of submitting an application for a license pursuant to this chapter,  
39 holds a valid license as a professional clinical counselor, or other  
40 counseling license that allows the applicant to independently

1 provide clinical mental health services, in another jurisdiction of  
2 the United States, if all of the following conditions are satisfied:

3 (1) The applicant's education is substantially equivalent, as  
4 defined in Section ~~4999.62~~ 4999.63.

5 (2) The applicant complies with subdivision (b) of Section  
6 4999.40, if applicable.

7 (3) The applicant's supervised experience is substantially  
8 equivalent to that required for a license under this chapter. The  
9 board shall consider hours of experience obtained outside of  
10 California during the six-year period immediately preceding the  
11 date the applicant initially obtained the license described above.  
12 *If the applicant has less than 3,000 hours of qualifying supervised*  
13 *experience, time actively licensed as a professional clinical*  
14 *counselor shall be accepted at a rate of 100 hours per month up*  
15 *to a maximum of 1,200 hours if the applicant's degree meets the*  
16 *practicum requirement described in subparagraph (C) of*  
17 *paragraph (1) of subdivision (b) of Section 4999.63 without*  
18 *exemptions or remediation.*

19 (4) The applicant passes the examinations required to obtain a  
20 license under this chapter. An applicant who obtained his or her  
21 license or registration under another jurisdiction may apply for  
22 licensure with the board without taking the clinical examination  
23 if both of the following conditions are met:

24 (A) The applicant obtained a passing score on the licensing  
25 examination set forth in regulation as accepted by the board.

26 (B) The applicant's license or registration in that jurisdiction is  
27 in good standing at the time of his or her application and ~~has is~~  
28 ~~not been~~ revoked, suspended, surrendered, denied, or otherwise  
29 restricted or encumbered as a result of any disciplinary proceeding  
30 ~~brought by the licensing authority of that jurisdiction.~~ *encumbered.*

31 SEC. 11. Section 4999.62 of the Business and Professions  
32 Code is amended to read:

33 4999.62. (a) This section applies to persons who apply for  
34 examination eligibility or registration on or after January 1, 2016,  
35 and who do not hold a license as described in Section 4999.60.

36 (b) For purposes of Section 4999.61, education is substantially  
37 equivalent if all of the following requirements are met:

38 (1) The degree is obtained from an accredited or approved  
39 institution, as defined in Section 4999.12, and consists of, at a  
40 minimum, the following:

1 (A) (i) For an applicant who obtained his or her degree within  
2 the timeline prescribed by subdivision (a) of Section 4999.33 the  
3 degree shall contain no less than 60 graduate semester or 90  
4 graduate quarter units of instruction.

5 (ii) Up to 12 semester or 18 quarter units of instruction may be  
6 remediated, if missing from the degree. The remediation may occur  
7 while the applicant is registered as an intern.

8 (B) For an applicant who obtained his or her degree within the  
9 timeline prescribed by subdivision (a) of Section 4999.32 the  
10 degree shall contain no less than 48 graduate semester or 72  
11 graduate quarter units of instruction.

12 (C) Six semester or nine quarter units of practicum, including,  
13 but not limited to, a minimum of 280 hours of face-to-face  
14 counseling.

15 (D) The required areas of study listed in subparagraphs (A) to  
16 (M), inclusive, of paragraph (1) of subdivision (c) of Section  
17 4999.33.

18 (i) An applicant whose degree is deficient in no more than six  
19 of the required areas of study listed in subparagraphs (A) to (M),  
20 inclusive, of paragraph (1) of subdivision (c) may satisfy those  
21 deficiencies by successfully completing graduate level coursework  
22 at an accredited or approved institution, as defined in Section  
23 4999.12. Coursework taken to meet those deficiencies shall be the  
24 equivalent of three semester units or four and one-half quarter  
25 units of study.

26 (ii) An applicant who completed a course in professional  
27 orientation, ethics, and law in counseling as required by  
28 subparagraph (I) of paragraph (1) of subdivision (c) of Section  
29 4999.33 that did not contain instruction in California law and ethics  
30 shall complete an 18-hour course in California law and professional  
31 ethics that includes, but is not limited to, instruction in advertising,  
32 scope of practice, scope of competence, treatment of minors,  
33 confidentiality, dangerous clients, psychotherapist-client privilege,  
34 recordkeeping, client access to records, state and federal laws  
35 relating to confidentiality of patient health information, dual  
36 relationships, child abuse, elder and dependent adult abuse, online  
37 therapy, insurance reimbursement, civil liability, disciplinary  
38 actions and unprofessional conduct, ethics complaints and ethical  
39 standards, termination of therapy, standards of care, relevant family

1 law, and therapist disclosures to clients. An applicant shall  
2 complete this coursework prior to registration as an intern.

3 (iii) An applicant who has not completed a course in professional  
4 orientation, ethics, and law in counseling as required by  
5 subparagraph (I) of paragraph (1) of subdivision (c) of Section  
6 4999.33 shall complete this required coursework, including content  
7 in California law and ethics. An applicant shall complete this  
8 coursework prior to registration as an intern.

9 (2) The applicant completes any units required by subdivision  
10 (c) of Section 4999.33 not already completed in his or her education  
11 as follows:

12 (A) At least 15 semester units or 22.5 quarter units of advanced  
13 coursework to develop knowledge of specific treatment issues or  
14 special populations. This coursework is in addition to the course  
15 requirements described in subparagraph (D) of paragraph (1).

16 (B) Coursework shall be from an accredited or approved school,  
17 college, or university as defined in Section 4999.12.

18 (3) (A) The applicant completes the following coursework not  
19 already completed in his or her education:

20 (i) A minimum of 10 contact hours of training in human  
21 sexuality, as specified in Section 25 and any regulations  
22 promulgated thereunder, including the study of the physiological,  
23 psychological, and social cultural variables associated with sexual  
24 behavior, gender identity, and the assessment and treatment of  
25 psychosexual dysfunction.

26 (ii) A minimum of 15 contact hours of instruction in spousal or  
27 partner abuse assessment, detection, intervention strategies, and  
28 same-gender abuse dynamics.

29 (iii) A minimum of seven contact hours of training or  
30 coursework in child abuse assessment and reporting as specified  
31 in Section 28 and any regulations promulgated thereunder.

32 (iv) A minimum of 10 contact hours of instruction in aging and  
33 long-term care, including biological, social, cognitive, and  
34 psychological aspects of aging. This coursework shall include  
35 instruction on the assessment and reporting of, as well as treatment  
36 related to, elder and dependent adult abuse and neglect.

37 (B) This coursework may be from an accredited or approved  
38 school, college, or university as defined in Section 4999.12, or  
39 from a continuing education provider that is acceptable to the board

1 as defined in Section 4999.76. Undergraduate coursework shall  
2 not satisfy this requirement.

3 (4) The applicant completes the following coursework not  
4 already completed in his or her education from an accredited or  
5 approved school, college, or university as defined in Section  
6 4999.12, or from a continuing education provider that is acceptable  
7 to the board as defined in Section 4999.76. Undergraduate  
8 coursework shall not satisfy this requirement.

9 (A) At least three semester units, or 45 hours, of instruction  
10 regarding the principles of mental health recovery-oriented care  
11 and methods of service delivery in recovery-oriented practice  
12 environments, including structured meetings with various  
13 consumers and family members of consumers of mental health  
14 services to enhance understanding of their experiences of mental  
15 illness, treatment, and recovery.

16 (B) At least one semester unit, or 15 hours, of instruction that  
17 includes an understanding of various California cultures and the  
18 social and psychological implications of socioeconomic position.

19 (5) An applicant may complete any units and course content  
20 requirements required under paragraphs (2), (3), or (4) not already  
21 completed in his or her education while registered with the board  
22 as an intern.

23 SEC. 12. Section 4999.63 is added to the Business and  
24 Professions Code, to read:

25 4999.63. (a) This section applies to persons who apply for  
26 examination eligibility or registration on or after January 1, 2016,  
27 and who hold a license as described in Section 4999.60.

28 (b) For purposes of Section 4999.60, education is substantially  
29 equivalent if all of the following requirements are met:

30 (1) The degree is obtained from an accredited or approved  
31 institution, as defined in Section 4999.12, and consists of the  
32 following:

33 (A) (i) For an applicant who obtained his or her degree within  
34 the timeline prescribed by subdivision (a) of Section 4999.33 the  
35 degree shall contain no less than 60 graduate semester or 90  
36 graduate quarter units of instruction.

37 (ii) Up to 12 semester or 18 quarter units of instruction may be  
38 remediated, if missing from the degree. The remediation may occur  
39 while the applicant is registered as an intern.



1 (B) For an applicant who obtained his or her degree within the  
2 timeline prescribed by subdivision (a) of Section 4999.32 the  
3 degree shall contain no less than 48 graduate semester or 72  
4 graduate quarter units of instruction.

5 (C) Six semester or nine quarter units of practicum, including,  
6 but not limited to, a minimum of 280 hours of face-to-face  
7 counseling.

8 (i) An applicant who has been licensed for at least two years in  
9 clinical practice, as verified by the board, is exempt from this  
10 requirement.

11 (ii) An out-of-state applicant who has been licensed for less  
12 than two years in clinical practice, as verified by the board, who  
13 does not meet the practicum requirement, shall remediate the  
14 requirement by demonstrating completion of a total of 280 hours  
15 of face-to face counseling, as specified in subparagraph (K) of  
16 paragraph (3) of subdivision (c) of Section 4999.33. Any  
17 postdegree hours gained to meet this requirement are in addition  
18 to the 3,000 hours of experience required by this chapter, and shall  
19 be gained while the applicant is registered with the board as an  
20 intern.

21 (D) The required areas of study specified in subparagraphs (A)  
22 to (M), inclusive, of paragraph (1) of subdivision (c) of Section  
23 4999.33.

24 (i) An applicant whose degree is deficient in no more than six  
25 of the required areas of study specified in subparagraphs (A) to  
26 (M), inclusive, of paragraph (1) of subdivision (c) may satisfy  
27 those deficiencies by successfully completing graduate level  
28 coursework at an accredited or approved institution, as defined in  
29 Section 4999.12. Coursework taken to meet those deficiencies  
30 shall be the equivalent of three semester units or four and one-half  
31 quarter units of study.

32 (ii) An applicant who completed a course in professional  
33 orientation, ethics, and law in counseling as required by  
34 subparagraph (I) of paragraph (1) of subdivision (c) of Section  
35 4999.33 that did not contain instruction in California law and ethics  
36 shall complete an 18-hour course in California law and professional  
37 ethics that includes, but is not limited to, instruction in advertising,  
38 scope of practice, scope of competence, treatment of minors,  
39 confidentiality, dangerous clients, psychotherapist-client privilege,  
40 recordkeeping, client access to records, state and federal laws

1 relating to confidentiality of patient health information, dual  
2 relationships, child abuse, elder and dependent adult abuse, online  
3 therapy, insurance reimbursement, civil liability, disciplinary  
4 actions and unprofessional conduct, ethics complaints and ethical  
5 standards, termination of therapy, standards of care, relevant family  
6 law, and therapist disclosures to clients. An applicant shall  
7 complete this coursework prior to registration as an intern.

8 (iii) An applicant who has not completed a course in professional  
9 orientation, ethics, and law in counseling as required by  
10 subparagraph (I) of paragraph (1) of subdivision (c) of Section  
11 4999.33 shall complete this required coursework, including content  
12 in California law and ethics. An applicant shall complete this  
13 coursework prior to registration as an intern.

14 (2) The applicant completes any units required under subdivision  
15 (c) of Section 4999.33 not already completed in his or her education  
16 as follows:

17 (A) At least 15 semester units or 22.5 quarter units of advanced  
18 coursework to develop knowledge of specific treatment issues or  
19 special populations. This coursework is in addition to the course  
20 requirements described in subparagraph (D) of paragraph (1).

21 (B) Coursework shall be from an accredited or approved school,  
22 college, or university as defined in Section 4999.12.

23 (3) The applicant completes the following coursework not  
24 already completed in his or her education:

25 (A) A minimum of 10 contact hours of training in human  
26 sexuality, as specified in Section 25 and any regulations  
27 promulgated thereunder, including the study of the physiological,  
28 psychological, and social cultural variables associated with sexual  
29 behavior, gender identity, and the assessment and treatment of  
30 psychosexual dysfunction.

31 (B) A minimum of 15 contact hours of instruction in spousal  
32 or partner abuse assessment, detection, intervention strategies, and  
33 same-gender abuse dynamics.

34 (C) A minimum of seven contact hours of training or coursework  
35 in child abuse assessment and reporting as specified in Section 28  
36 and any regulations promulgated under that section.

37 (D) A minimum of 10 contact hours of instruction in aging and  
38 long-term care, including biological, social, cognitive, and  
39 psychological aspects of aging. This coursework shall include

1 instruction on the assessment and reporting of, as well as treatment  
2 related to, elder and dependent adult abuse and neglect.

3 (E) This coursework may be from an accredited or approved  
4 school, college, or university as defined in Section 4999.12, or  
5 from a continuing education provider that is acceptable to the board  
6 as defined in Section 4999.76. Undergraduate coursework shall  
7 not satisfy this requirement.

8 (4) The applicant completes the following coursework not  
9 already completed in his or her education from an accredited or  
10 approved school, college, or university as defined in Section  
11 4999.12, or from a continuing education provider that is acceptable  
12 to the board as defined in Section 4999.76. Undergraduate  
13 coursework shall not satisfy this requirement.

14 (A) At least three semester units or 45 hours of instruction  
15 regarding the principles of mental health recovery-oriented care  
16 and methods of service delivery in recovery-oriented practice  
17 environments, including structured meetings with various  
18 consumers and family members of consumers of mental health  
19 services to enhance understanding of their experience of mental  
20 illness, treatment, and recovery.

21 (B) At least one semester unit or 15 hours of instruction that  
22 includes an understanding of various California cultures and the  
23 social and psychological implications of socioeconomic position.

24 (5) An applicant may complete any units and course content  
25 requirements required by subparagraph (D) of paragraph (1) or  
26 paragraphs (2), (3), and (4) not already completed in his or her  
27 education while registered with the board as an intern, unless  
28 otherwise specified.

29 *SEC. 13. Section 1.5 of this bill incorporates amendments to*  
30 *Section 4980.72 of the Business and Professions Code proposed*  
31 *by both this bill and Senate Bill 1466. It shall only become*  
32 *operative if (1) both bills are enacted and become effective on or*  
33 *before January 1, 2015, (2) each bill amends Section 4980.72 of*  
34 *the Business and Professions Code, and (3) this bill is enacted*  
35 *after Senate Bill 1466, in which case Section 1 of this bill shall*  
36 *not become operative.*

37 *SEC. 14. Section 2.5 of this bill incorporates amendments to*  
38 *Section 4980.78 of the Business and Professions Code proposed*  
39 *by both this bill and Senate Bill 1466. It shall only become*  
40 *operative if (1) both bills are enacted and become effective on or*

1 before January 1, 2015, (2) each bill amends Section 4980.78 of  
2 the Business and Professions Code, and (3) this bill is enacted  
3 after Senate Bill 1466, in which case Section 2 of this bill shall  
4 not become operative.

5 SEC. 15. Section 8.5 of this bill incorporates amendments to  
6 Section 4999.58 of the Business and Professions Code proposed  
7 by both this bill and Senate Bill 1466. It shall only become  
8 operative if (1) both bills are enacted and become effective on or  
9 before January 1, 2015, (2) each bill amends Section 4999.58 of  
10 the Business and Professions Code, and (3) this bill is enacted  
11 after Senate Bill 1466, in which case Section 8 of this bill shall  
12 not become operative.

13 SEC. 16. Section 9.5 of this bill incorporates amendments to  
14 Section 4999.59 of the Business and Professions Code proposed  
15 by both this bill and Senate Bill 1466. It shall only become  
16 operative if (1) both bills are enacted and become effective on or  
17 before January 1, 2015, (2) each bill amends Section 4999.59 of  
18 the Business and Professions Code, and (3) this bill is enacted  
19 after Senate Bill 1466, in which case Section 9 of this bill shall  
20 not become operative.

21 SEC. 17. Section 10.5 of this bill incorporates amendments to  
22 Section 4999.60 of the Business and Professions Code proposed  
23 by both this bill and Senate Bill 1466. It shall only become  
24 operative if (1) both bills are enacted and become effective on or  
25 before January 1, 2015, (2) each bill amends Section 4999.60 of  
26 the Business and Professions Code, and (3) this bill is enacted  
27 after Senate Bill 1466, in which case Section 10 of this bill shall  
28 not become operative.